

## REMARKS

This Response is submitted in reply to the Non-Final Office Action dated June 27, 2008. Claims 1, 14-18, 52, and 61-66 are pending in this application. Claims 1, 14-18, 52, and 61-66 are rejected under 35 U.S.C. 102 and Claims 1, 14-18, 52, and 61-63 are rejected under 35 U.S.C. 103. In response, Claims 1, 14, and 52 have been amended and Claims 67-69 have been newly added. The amendment does not add new matter. In view of the amendment and/or for the reasons set forth below, Applicants respectfully submit that the rejections are improper and should be withdrawn.

### Rejections under 35 U.S.C. 102(b)

In the Office Action, Claims 1, 14-18, 52, and 61-66 are rejected under 35 U.S.C. 102(b) as being anticipated by U.S. Patent No. 6,085,976 to Sehr ("Sehr"). Applicants respectfully traverse the rejection for at least the reasons set forth below.

Claim 1 has been amended to recite, in part, "an information storage chip for storing the electronic ticket information, wherein the information storage chip is mounted on a cellular telephone." Claims 14 and 52 contain a similar amendment.

The amendment is fully supported by the specification. For example, Applicants disclose, "The portable devices on which the information storage chips are mountable include the above-described IC cards, portable terminals, cellular telephones, and so on." See published specification, paragraph [0119].

Applicants respectfully submit that Sehr fails to disclose or suggest the information storage chip is mounted on a cellular telephone. Instead, Sehr discloses, "The passenger card (11) includes 'smart cards' that have a shape similar to plastic bankcards, but with at least one silicon chip/integrated circuit embedded into the card package. Such cards can further include PC (Personal Computer) card formats, handheld terminals, or any pocket-sized computer configurations." See Sehr, column 6, lines 16-21. Thus, Sehr discloses a silicon chip located within a passenger card and not an information storage chip mounted on a cellular telephone as is claimed and fully supported by the specification.

Accordingly, Applicants respectfully request that the anticipation rejection with respect to Claims 1, 14, and 52 and Claims 15-18 and 61-66 that depend thereon be reconsidered and the rejections withdrawn.

#### **Rejections under 35 U.S.C. 103(a)**

In the Office Action, Claims 1, 14-18, 52, and 61-63 are rejected under 35 U.S.C. 103(a) as being unpatentable over U.S. Patent No. 6,173,209 to Laval et al. ("Laval") in view of U.S. Patent No. 6,216,227 to Goldstein et al. ("Goldstein"). Applicants respectfully traverse the rejection for at least the reasons set forth below.

Regarding Claims 1, 14, and 52, Applicants respectfully submit that Laval and Goldstein fail to disclose or suggest the information storage chip is mounted on a cellular telephone. For example, Laval discloses, "The media distributor 38 may issue one or more of a wide variety of media as passes, such as magnetic-stripe encoded or 'smart' cards, punch-type cards, coded tokens, biometric identifiers such as those set forth above and the like." See Laval, column 8, lines 24-28. Thus, Laval fails to disclose issuing a pass as an information storage chip mounted on a cellular phone as is claimed and fully supported by the specification. Applicants respectfully assert that Goldstein fails to cure the deficiencies of Laval.

Accordingly, Applicants respectfully request that the obviousness rejection with respect to Claims 1, 14, and 52 and Claims 15-18 and 61-63 that depend thereon be reconsidered and the rejections withdrawn.

#### **New Claims**

Applicants further note that Claims 67-69 have been newly added. Claim 67 recites, "An electronic ticket management system accordingly to claim 1, wherein the cellular telephone receives an e-mail from the electronic ticket distribution authentication apparatus, said e-mail contains an address of a download site; the cellular telephone accesses the download site; and the cellular telephone downloads the electronic ticket information." Newly added Claims 68 and 69 contain similar language.

The amendment is fully supported by the claims. For example, see Fig. 1 and paragraphs [0119] and [0236]-[0238] of the published specification wherein the customer 140 uses a cellular telephone.

Applicants respectfully submit that the subject matter as defined in the newly added claims is patentable over the cited art of record for at least the same reasons as discussed above, and for the additional patentable elements recited therein. For example, Sehr discloses, "The Send/Receive means refer to the uploading of card-based data to a remote database or the downloading of data from a remote database into the card. This exchange of data is implemented by selectively coupling the passenger card to the database(s) via a data communication link." See Sehr, column 19, lines 5-10. Thus, Sehr fails to disclose or suggest the patentable elements of Claims 67-69.

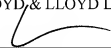
For at least the foregoing reasons, Applicants respectfully submit that the present application is in condition for allowance and earnestly solicit reconsideration of the same.

The Commissioner is hereby authorized to charge deposit account 02-1818 for any fees which are due and owing. If such a withdrawal is made, please indicate the Attorney Docket No. 112857-309 on the account statement.

Respectfully submitted,

BELL, BOYD & LLOYD LLP

BY

  
\_\_\_\_\_  
Thomas C. Basso  
Reg. No. 46,541  
Customer No. 29175

Dated: September 3, 2008